IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(SPECIAL ORIGINAL JURISDICTION)

TUESDAY THE TWENTY FIFTH DAY OF NOVEMBER, TWO THOUSAND AND THREE

: PRESENT :

THE HONOURABLE MR.JUSTICE: **V.V.S. RAO**

W.P. No. 24742 of 2003

Between:

1. Thumu Sunil Kumar
2. T. Lavanya …Petitioners

AND

1. The Station House Officer, Avanigadda Police Station, Krishna District.
2. Yasam Srinivasa Rao S/o. Subba Rao, aged 35 years,
   R/o. III Ward, Avanigadda, Krishna District.

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court will be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent in trying to forcibly separate the Petitioners and handover the custody of the second petitioner to the second respondent as illegal, void and contrary to law.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr. A. Ramanarayana, Advocate for Petitioners, and of the Govt. Pleader for Home on behalf of Respondent No.1, and the Court made the following

ORDER:

After perusing the affidavit accompanying the writ petition, this court is convinced that first petitioner and all those concerned who performed marriages of petitioners 1 and 2 at Tirupati have committed cognizable offence Under Section 3, 4 and 5 read with Section 7 of the Child Marriage Restraint Act, 1929. Therefore, Superintendent of Police, Machilipatnam, Krishna District, is directed to register a case immediately, arrest petitioners 1 and 2, and produce before this Court on 28-11-2003. A direction shall also issue to first respondent to request second respondent, who is father of second petitioner minor girl to be present in Court on 28-11-2003.

Post on 28-11-2003.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Superintendent of Police, Machilipatnam, Krishna District.
   (By Speed Post with a direction to register a case immediately and arrest petitioners 1 and 2 and produce before this Court on 28-11-2003 on or before 10 :30 AM)
2. The Station House Officer, Avanigadda Police Station, Krishna District.

3. Yasam Srinivasa Rao S/o. Subba Rao,
   R/o. III Ward, Avanigadda, Krishna District.
   (Addressees 2 to 3 by R.P.A.D)
4. Two CCs to the Govt. Pleader for Home, High Court of A.P, Hyd(OUT)
5. One Spare copy.

TKK

HIGH COURT

VVSR.J

DT.25-11-2003

ORDER

W.P.NO. 24742 OF 2003

DIRECTION

DRAFTED BY TKK
DT.25-11-2003.

HIGH COURT

VVSR.J

DT.25-11-2003

Note : Post on 28-11-2003.

ORDER

W.P.NO. 24742 OF 2003

DIRECTION